

BOROUGH OF WATCHUNG

COUNCIL AGENDA

APRIL 19, 2018 - 7:30 P.M.

MAYOR'S STATEMENT: Under the provisions of N.J.S.A.10:4-6 et seq., notice of the time and place of this meeting was given by way of annual notice to the Courier News, Echoes Sentinel, and Star Ledger, and posted at Borough Hall.

SALUTE TO THE FLAG and a MOMENT OF SILENCE FOR OUR SERVICE MEN AND WOMEN, SERVING HOME AND ABROAD.

ROLL CALL:

Gibbs [] Black [] Nehls [] Mobus [] Sopko [] Alberto []

SPECIAL PRESENTATIONS:

R1:04/19/18 Appointment of Police Officer – Joseph O’ Connor

Oath of Office – Administered by Mayor Pote

R2: Authorize Appointment – Police Department / Brian Emerick – Sergeant

R3: Commending Lt. Bill Kelly

PUBLIC HEARING 2018 MUNICIPAL BUDGET:

Public Hearing of Ordinance OR:18/02 entitled “ORDINANCE TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE AND TO ESTABLISH A CAP BANK WHEN THE COLA IS EQUAL TO OR LESS THAN 2.5 PERCENT (N.J.S.A. 40A:4-45.14)”

R4: 04/05/18 Adoption of Ordinance 18/02 – Cap Bank Ordinance

R5: Determining Budget to be Read by Title

R6: Adoption of 2018 Municipal Budget

WATCHUNG HILLS REGIONAL HIGH SCHOOL BUDGET PRESENTATION

Superintendent Elizabeth Jewett, Business Administrator Tim Stys

REPORT OF STANDING COMMITTEES:

1. Administration & Finance
2. Police
3. Public Works / Buildings and Grounds
4. Public Affairs:
 - Open Space
 - Environmental
 - Recreation
 - Historical
 - Board of Health

- 5. Fire
- 6. Laws/Ordinances

REPORTS - OTHER:

- 7. Engineer
- 8. Police Chief
- 9. Fire Department
- 10. Rescue Squad
- 11. Emergency Management
- 12. Attorney
- 13. Clerk
- 14. Administrator

During the conduct of the meeting, unless a Public Hearing is held or the Regular Order of Business is waived, the audience does not participate. A Public Portion is held prior to action taken on Agenda items for agenda item discussion only, and another Public Portion is held at the end of the meeting for general discussion. Individuals commenting from the audience will be limited to three minutes per person, and will not be permitted to speak again until everyone has had an opportunity to speak. If a group is represented by an attorney, the attorney will be given five minutes to make the presentation for the group.

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PUBLIC PORTION / AGENDA ITEMS ONLY

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UNFINISHED BUSINESS

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NEW BUSINESS

CONSENT AGENDA: Matters listed within the Consent Agenda have been referred to members of the Borough Council for reading and study, are considered to be routine and will be enacted by one motion of the Council. If separate discussion is desired, the item may be removed from the Consent Agenda by Council action.

Approval of the following Council minutes:

March 15, 2018 - Regular Meeting

Acknowledging Receipt of the following Borough Reports:

Police Activity Report – February 2018
Recreation Commission Minutes – January 3, 2018
CERT Meeting Minutes – March 27, 2018
Building Department Report – March 2018
Board of Health Minutes – January 17, 2018
Watchung Library Advisory Committee Minutes – January 3, 2018
Board of Adjustment Minutes – September 14, 2017
October 25, 2017 – Special Meeting
November 9, 2017
December 14, 2017
January 11, 2018

Acknowledging Receipt of the following Correspondence:

- #8 - JCP&L 3/19/18 Notice of Public Hearing of Proposed Increase in the Company’s Remediation Adjustment Clause c: M&C, TEA, Post
- #9 - Borough of North Plainfield 3/19/18 Notice of Public Hearing on Ordinance 18-06 to Amend the Code Chapter XXII Entitled, “Land Development”, Section 22-3 Entitled, “Definitions, etc.” c: M & C, TEA, TH, Pl. Bd

- #10- Somerset County Board of Taxation 3/15/18 Resolution of Recognition and Commendation re: Tax Assessors Serving Somerset County c: M & C, TEA, EK
- #11- Township of Green Brook 4/2/18 Notice of Public Hearing on an Ordinance to Adopt an Affordable Housing Ordinance for Block 158, Lots 11,12,29,30 c: M&C, TEA, Pl. Bd, TH
- #12- Township of Green Brook 4/10/18 Notice of Public Hearing on Ordinance 2018-844 an Ordinance Amending Various Articles, Chapters and Sections of the Zoning Ordinance c: M&C, TEA, Pl. Bd

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CONSENT AGENDA RESOLUTIONS: The resolutions listed below were submitted to the Governing Body for review and will be adopted by one motion.

- R7:04/19/18 Purchases Over \$2,000 - S.E Rose Trucking & Excavating, Inc. (PW-Snow Plowing Services)
- R8: Authorize Appointment of Part-Time Custodian / Michael Cain
- R9: Authorize Contract – Barn Removal at Ness Property / RWL, LLC
- R10: Authorize Insertion of Special Item of Revenue (Chapter 159) - Body Armor Grant Youth Services Grant
- R11: Authorize Insertion of Special Item of Revenue (Chapter 159) – Safe and Secure Communities Grant
- R12: Appoint Professional Service – Special Hearing Officer / Allan C. Roth, Esq.
- R13: Authorize Appointment – Recreation Commission / Amber Murad
- R14: Authorize Contract Award Allied Oil LLC – Diesel Fuel, Gasoline
- R15: Authorize Emergency Contracts / Branch Removal:
 - Caffrey Tree & Landscaping
 - Tri-Season Landscaping
 - Galbraith Landscape Const. Inc.
 - S.E. Rose Trucking
 - Predator Tree Service
- R16: Authorize Transfer of Surplus Property - Donation to Fire Department / 1999 Dodge Caravan
- R17: Waive Chapter 20-1g and 20-1j of the Code- Tree Removal / Board of Ed
- R18: Authorize the Return of Surety Bond- Chipotle Mexican Grill
- R19: Authorize Mayor and Clerk to sign Developers Agreement/ Seritage SRC Financial and Seritage Growth Properties/ Cinemark USA
- R20: Authorize Mayor and Clerk to sign Developers Agreement/ Seritage SRC Financial and Seritage Growth Properties/ Retail Stores

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NON-CONSENT AGENDA ITEMS: Items listed below will be individually addressed an acted upon accordingly. Council reserves the right to refer an item to Committee for further review and discussion.

- R21: Acceptance of 2018 Annual Audit Report

Introduction of Ordinance OR:18/03 entitled “**AN ORDINANCE OF THE BOROUGH OF WATCHUNG AMENDING AND SUPPLEMENTING ARTICLE V TITLED “BOARD AND COMMITTEES, AND COMMISSIONS” BY REPEALING SECTION 2-71 TITLED “OPEN SPACE ADVISORY COMMITTEE.”** Public Hearing to be held on May 3, 2018.

- R22: Introduction of OR:18/03 – Revise Code / Open Space Advisory Committee

Introduction of Ordinance OR:18/04 entitled **AN ORDINANCE OF THE BOROUGH OF WATCHUNG AMENDING AND SUPPLEMENTING SECTION 2-38, TITLED “BOARD OF HEALTH,” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF WATCHUNG, BY AMENDING SUBSECTIONS 2-38.3 TITLED “OFFICERS AND EMPLOYEES”, 2-38.4 TITLED “APPOINTMENT OF ALTERNATE MEMBERS”, AND BY ADDING SECTIONS 2-38.6 TITLED “MEETINGS AND MINUTES”, AND 2-38.7 TITLED “EXPENDITURES SUBJECT TO BUDGETARY APPROVAL.”** Public Hearing to be held on May 3, 2018.

R23: Introduction of Ordinance OR:18/04 entitled – Revise Code / Board of Health

Introduction of Ordinance OR:18/05 entitled **AN ORDINANCE OF THE BOROUGH OF WATCHUNG AMENDING AND SUPPLEMENTING SECTION 2-43, TITLED “HISTORICAL COMMITTEE”, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF WATCHUNG, BY AMENDING SUBSECTION 2-43.3 TITLED “ORGANIZATION,” BY AMENDING SUBSECTION 2-43.4 TITLED “POWERS AND DUTIES GENERALLY,” AND BY ADDING SUBSECTION 2-43.6 TITLED “MEETINGS AND MINUTES.”** Public Hearing to be held on May 3, 2018.

R24: Introduction of Ordinance OR:18/05 entitled – Revise Code / Historical Committee

Introduction of Ordinance OR:18/06 entitled **AN ORDINANCE OF THE BOROUGH OF WATCHUNG AMENDING AND SUPPLEMENTING SECTION 2-44, TITLED “WILDLIFE MANAGEMENT ADVISORY COMMITTEE”, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF WATCHUNG, BY AMENDING SUBSECTION 2-44.3 TITLED “ADMINISTRATION OF WILDLIFE MANAGEMENT,” BY AMENDING SUBSECTION 2-44.5 TITLED “ANNUAL REPORT,” BY ADDING SUBSECTION 2-44.7 TITLED “MEETINGS AND MINUTES,” AND BY ADDING SUBSECTION 2-44.8 TITLED “EXPENDITURES SUBJECT TO BUDGETARY APPROVAL.”** Public Hearing to be held on May 3, 2018.

R25: Introduction of Ordinance OR:18/06 entitled – Revise Code / Wildlife Management
Advisory Committee

Introduction of Ordinance OR:18/07 entitled **AN ORDINANCE OF THE BOROUGH OF WATCHUNG AMENDING AND SUPPLEMENTING SECTION 2-42, TITLED “LIBRARY ADVISORY COMMITTEE”, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF WATCHUNG, BY AMENDING SUBSECTION 2-42.2 TITLED “ESTABLISHMENT; MEMBERS; TERMS,” BY REPEALING AND REPLACING SUBSECTION 2-42.3 TITLED “ORGANIZATION; OFFICERS; MEETINGS; NOTICE; MINUTES” WITH SUBSECTION 2-42.3 TITLED “ORGANIZATION; OFFICERS,” BY ADDING SUBSECTION 2-42.7 TITLED “MEETINGS AND MINUTES,” AND BY ADDING SUBSECTION 2-42.8 TITLED “EXPENDITURES SUBJECT TO BUDGETARY APPROVAL.”** Public Hearing to be held on May 3, 2018.

R26: Introduction of Ordinance OR:18/07 entitled – Revise Code / Library Advisory
Committee

Introduction of Ordinance OR:18/08 entitled **AN ORDINANCE OF THE BOROUGH OF WATCHUNG AMENDING AND SUPPLEMENTING SECTION 2-70, TITLED “MUNICIPAL OPEN SPACE, RECREATION AND FARMLAND, AND HISTORIC TRUST FUND”, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF WATCHUNG, BY ADDING SUBSECTION 2-70.6 TITLED “OPEN SPACE POLICY.”**

Public Hearing to be held on May 3, 2018.

R27: Introduction of Ordinance OR:18/08 entitled – Revise Code / Municipal Open Space,
Recreation and Farmland, and
Historic Trust Fund

Introduction of Ordinance OR:18/09 entitled **AN ORDINANCE OF THE BOROUGH OF WATCHUNG AMENDING AND SUPPLEMENTING SECTION 2-39, TITLED “ENVIRONMENTAL COMMISSION”, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF WATCHUNG, BY REPEALING AND REPLACING SUBSECTION 2-39.2 TITLED “MEMBERSHIP; TERMS OF OFFICE, VACANCIES; COMPENSATION” WITH SUBSECTION 2-39.2 TITLED “MEMBERSHIP, TERMS OF OFFICE; VACANCIES; COMPENSATION”, BY REPEALING AND REPLACING SUBSECTION 2-39.3 TITLED “POWERS AND DUTIES GENERALLY” AND REPLACING WITH SUBSECTION 2-39.3 TITLED “POWERS AND DUTIES,” BY REPEALING AND REPLACING SUBSECTION 2-39.5 TITLED “RECORDS AND REPORTS” WITH SUBSECTION 2-39.5 TITLED “MEETINGS AND MINUTES,” AND BY ADDING SUBSECTION 2-39.7 TITLED “SPECIAL REQUIREMENTS; CONFLICT OF INTEREST.”** Public Hearing to be held on May 3, 2018.

R28: Introduction of Ordinance OR:18/09 entitled – Revise Code / Environmental Commission

Introduction of Ordinance OR:18/10 entitled **AN ORDINANCE OF THE BOROUGH OF WATCHUNG AMENDING AND SUPPLEMENTING SECTION 2-40, TITLED “RECREATION COMMISSION”, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF WATCHUNG, BY AMENDING SUBSECTION 2-40.2 TITLED “TERMS OF OFFICE”, BY AMENDING SUBSECTION 2-40.3 TITLED “DUTIES,” BY REPEALING AND REPLACING SUBSECTION 2-40.5 TITLED “EXPENDITURES AND REPORTS” WITH SUBSECTION 2-40.5 TITLED “EXPENDITURES” AND ADDING SECTION 2-40.6 TITLED “MEETINGS AND MINUTES.”** Public Hearing to be held on May 3, 2018.

R29: Introduction of Ordinance OR:18/10 entitled – Revise Code / Recreation Commission

Introduction of Ordinance OR:18/11 entitled **AN ORDINANCE OF THE BOROUGH OF WATCHUNG AMENDING AND SUPPLEMENTING SECTION 2-41, TITLED “TRAFFIC AND BEAUTIFICATION COMMISSION”, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF WATCHUNG, BY AMENDING SUBSECTION 2-41.1 TITLED “ESTABLISHMENT; MEMBERS; APPOINTMENTS,” BY AMENDING SUBSECTION 2-41.2 TITLED “TERMS OF OFFICE,” BY REPEALING AND REPLACING SUBSECTION 2-41.4 TITLED “EXPENDITURES, RECORDS AND REPORTS” WITH SUBSECTION 2-41.4 TITLED “EXPENDITURES” AND ADDING SECTION 2-41.5 TITLED “MEETINGS AND MINUTES.”** Public Hearing to be held on May 3, 2018.

R30: Introduction of Ordinance OR:18/11 entitled – Traffic and Beautification Commission

R31: Payment of Bills

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PUBLIC PORTION - GENERAL DISCUSSION

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R32: Executive Session:

Litigation – In the Matter of the Borough of Watchung for a Compliance of its Third Round Housing Element and Fair Share Plan,
Docket No. SOM-L-902-15

The Borough Council may take official action on those items discussed in executive session upon completion of the executive session.

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ADJOURNMENT

The next meeting of the Mayor and Council is scheduled to be held on Thursday, May 3, 2018 at 7:30 P.M.